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"TESTIMONY "

Charles R. Hooper and Katie A. Hooper, his wife, et. al.

No. 14,471 Equity.

Vs.

In the Circuit Court

William Hershberger, widower, et. al.

for Frederick County.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The above cause being at issue and notice having been given me by the Solicitor for the Plaintiffs of their desire to take testimony in said cause, leave of the Court having been first had and obtained, I, Alfred R. Jones, one of the standing Examiners of the Circuit Court for Frederick County, duly appointed, qualified and sworn, met at the law office of William M. Storm, in Frederick City, Maryland, on Wednesday, December 31, 1941, at the hour of one-thirty o'clock, p. m. and then and there, in the presence of the witnesses produced before me, proceeded to take the following depositions; that is to say:

Present: Solicitor for Plaintiffs

Present: Witnesses

Charles T. Butcher, Sr., a witness of lawful age, after having been duly sworn, deposes and says:

State your name, age and residence?

Charles T. Butcher, Sr., I am seventy years of age and I reside at No. 40 East South Street, Frederick, Maryland.

Mr. Butcher, where is the property which Helen Lavinia Rigdon owned during her lifetime?

On East South Street right across from me.

Would you describe the property?

It is a two-story double house, Joseph Eisenhauer occupied it at one time.

Which side does Mr. Eisenhauer occupy?

He lived on the east side and the Rigdon house is the west side of the double house.

Did Mrs. Rigdon live in it during her lifetime?

No. She lived there very little as far as I remember. I Understand she had a life estate there, she spent most of her time with Alpha